

**A Resolution of the City of Plano, Texas, authorizing the acceptance of a statutory distribution from the Next Generation 9-1-1 Service Fund (“NG9-1-1 Fund”), administered via the Texas Commission on State Emergency Communications in the amount of \$1,503,174.27 from the Texas Broadband Infrastructure Fund in the NG9-1-1 Fund; designating the City Manager as the authorized representative of the City for the purpose of executing the certification documents consistent with this Resolution; and providing an effective date.**

**WHEREAS**, Texas voters recently enacted Constitutional Proposition 8 establishing the Texas Broadband Infrastructure Fund (the “Broadband Fund”), and the Governor has certified the results of the election. Under Constitutional Proposition 8 and Texas Government Code Chapter 403, subchapter T, as established by House Bill 9 (“HB 9”), the enabling legislation for Proposition 8, the Texas Comptroller shall make a one-time transfer of \$155.2 million from the Broadband Fund “as soon as practicable” to the NG9-1-1 Fund established under Texas Health and Safety Code Section 771.0713. The recent amendments to Section 771.0713 of the Texas Health and Safety Code resulting from the passage of House Bill 3290 (“HB 3290”) in the 2023 Regular Session of the Texas Legislature direct the Commission on State Emergency Communications (the “Commission”) to distribute the money transferred from the Broadband Fund into the NG9-1-1 Fund, and require the Commission to distribute to each emergency communication district (“ECD”) that does not participate in the state system a portion of the appropriated money in accordance with the specific formula set forth in Subsections (c-1) and (c-2) of Section 771.0713; and

**WHEREAS**, the City of Plano (“City”) is eligible to receive appropriated funds from the Commission in accordance with the specific formula set forth in Subsections (c-1) and (c-2) of Section 771.0713 of the Texas Health and Safety Code; and

**WHEREAS**, the City wishes to accept the funds with the Texas Commission on State Emergency Communications in the amount of \$1,503,174.27 for the deployment and reliable operation of Next Generation 9-1-1 Service, and to designate the City Manager as the authorized representative of the City of Plano; and

**WHEREAS**, it is in the public interest of the citizens of the City of Plano that the City receive and accept the funds from the Texas Commission on State Emergency Communications for such funding.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:**

**SECTION I.** The City Manager or his authorized designee is hereby authorized to receive and accept the statutory distribution from the Texas Commission on State Emergency Communications in the amount of \$1,503,174.27 to use the funds only for the purposes authorized by applicable state law; and the City Manager or his designee is hereby authorized to act in connection with the contract, and provide information as may be required.

**SECTION II.** The City Manager is hereby designated as the authorized representative of the City of Plano, Texas, for the purpose of acting in connection with the certification documentation and providing such additional information as may be required.

**SECTION III.** The City Manager or his authorized designee is authorized to execute all necessary documents, including certification documentation, to accept funds from the Commission for the deployment and reliable operation of Next Generation 9-1-1 Service.

**SECTION IV.** This Resolution shall become effective immediately upon its passage.

**PASSED AND APPROVED** on the 13<sup>th</sup> day of May, 2024.

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John B. Muns, MAYOR

ATTEST:

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Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

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Paige Mims, CITY ATTORNEY